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15 ATTORNEYS FOR PROSPECTIVE DEFENDANT-INTERVENOR

16 UNITED STATES DISTRICT COURT
17 FOR THE NORTHERN DISTRICT OF CALIFORNIA

18 SERVICE EMPLOYEES INTERNATIONAL UNION,
19 LOCAL 790,

20 Plaintiff,

21 v.

22 JOSEPH P. NORELLI, Individually, and in his
23 capacity as REGIONAL DIRECTOR, NATIONAL
24 LABOR RELATIONS BOARD, REGION 20; *et al.*,

25 Defendants.

CASE No. 3:07-cv-2766 PJH

**PROSPECTIVE DEFENDANT-
INTERVENOR'S MOTION TO
SHORTEN TIME AND SET HEARING
ON HIS MOTION TO DISMISS
COMPLAINT**

**HEARING DATE:
TIME:
COURTROOM OF JUDGE HAMILTON,
COURTROOM 3, 17TH FLOOR**

26 COMES NOW Prospective Defendant-Intervenor Stephen J. Burke, Jr. ("Burke"), by his
27 undersigned counsel, and, pursuant to Local Rule 6-3, N.D.CAL., hereby moves the Court for an Order
28 shortening the time for response and hearing on his Motion to Dismiss Complaint (Clerk's Docket No.
29 26), as follows:

30 1. The reasons for Burke's instant Motion is the Court's issuance of an Order to Show
31 Cause (Clerk's Docket No. 18), setting hearing on Plaintiff's Motion for a Preliminary Injunction
32 (Clerk's Docket No 2) for Wednesday, 27 June 2007, at 9:00 a.m. For the reasons set forth in his
33 Motion to Intervene (Clerk's Docket No. 11), Burke seeks to participate in all proceedings in this case,

1 including argument on Plaintiff's Motion for a Preliminary Injunction, and on the NLRB Defendants'
2 Motion to Dismiss Complaint. It will serve the interests of judicial economy and the economy of the
3 parties (particularly Burke, whose lead counsel is on the East Coast, in the Washington, D.C., area) to
4 have these Motions heard contemporaneously.

5 2. For the same reasons set forth in the Stipulation between Plaintiff and the NLRB
6 Defendants (Clerk's Docket No. 23), it would serve the interest of judicial economy and the economy
7 of the parties for Prospective Defendant-Intervenor's Motion to Dismiss to be heard
8 contemporaneously with the other pending Motions.

9 WHEREFORE, Prospective Defendant-Intervenor Stephen J. Burke, Jr., respectfully requests
10 that the Court issue an Order advancing the date for hearing on his Motion to Dismiss Complaint to
11 Wednesday, 27 July 2007, at 9:00 a.m., and requiring that Plaintiff's Opposition be filed not later than
12 13 June 2007, and that Burke's Reply be filed not later than 20 June 2007.

13 DATED: 7 June 2007

14 Respectfully submitted,

15 /s/ W. James Young

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26 INTERVENOR
27
28

CERTIFICATE OF SERVICE

I, W. James Young, counsel for Prospective Defendant-Intervenor, hereby certify that I electronically filed with the Clerk of Court the foregoing **Prospective Defendant-Intervenor's Motion to Shorten Time and Set Hearing on His Motion to Dismiss Complaint**, using the CM/ECF system which will send notification of such filing to Defendants' counsel, this 7th day of June, 2007.

/s/ W. James Young

W. JAMES YOUNG

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Thursday, 7 June 2007, 16:35:5 PM